

MESSAGE NO: 5062201 MESSAGE DATE: 03/03/2005

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-588-854

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/07/2005 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: ANTIDUMPING SCOPE RULING ON CERTAIN TIN MILL PRODUCTS FROM JAPAN
(A-588-854)

MESSAGE NO: 5062201

DATE: 03 03 2005

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

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CASES: A - 588 - 854

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PERIOD COVERED: 01 07 2005 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: ANTIDUMPING SCOPE RULING ON CERTAIN TIN MILL PRODUCTS
FROM JAPAN (A-588-854)

1. ON 01/07/2005, IN RESPONSE TO A REQUEST BY METAL ONE AMERICA INC., THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE RULING THAT CERTAIN TIN MILL PRODUCTS MANUFACTURED FROM JAPANESE SINGLE-REDUCED BLACK PLATE AND DOUBLE-REDUCED BLACK PLATE BY HOJALATA Y LAMINADOS S.A. ("HOLASA") IN COLOMBIA ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER/FINDING COVERING TIN MILL PRODUCTS FROM JAPAN (A-588-854).

2. THE COMMERCE DEPARTMENT DETERMINED THAT CERTAIN TIN MILL

PRODUCTS, SPECIFICALLY CERTAIN ELECTROLYTIC TIN PLATE AND TIN FREE STEEL, MANUFACTURED FROM JAPANESE SINGLE-REDUCED BLACK PLATE AND DOUBLE-REDUCED BLACK PLATE BY HOLASA IN COLOMBIA ARE OUTSIDE OF THE SCOPE OF THE ANTIDUMPING DUTY ORDER ON TIN MILL PRODUCTS FROM JAPAN. THE DEPARTMENT DETERMINED THAT WHILE THE SUBSTRATE USED TO MANUFACTURE THE PRODUCTS IN QUESTION WAS OF JAPANESE ORIGIN, THE PRODUCTION PROCESS IN COLOMBIA RESULTED IN NEW AND DIFFERENT ARTICLES OF COLOMBIAN ORIGIN. THEREFORE, CERTAIN TIN MILL PRODUCTS MANUFACTURED FROM JAPANESE SINGLE-REDUCED BLACK PLATE AND DOUBLE-REDUCED BLACK PLATE BY HOLASA IN COLOMBIA ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING CERTAIN TIN MILL PRODUCTS FROM JAPAN.

3. EFFECTIVE 01/07/2005, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES, REGARDLESS OF ENTRY DATE, OF CERTAIN TIN MILL PRODUCTS PRODUCED BY HOLASA IN COLOMBIA, LISTED ABOVE.

4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO THE TIN MILL PRODUCTS PRODUCED BY HOLASA IN COLOMBIA, LISTED ABOVE.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CUSTOMS AND BORDER PROTECTION ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDER PAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. CONTINUE TO SUSPEND LIQUIDATION OF ENTRIES OF CERTAIN TIN MILL PRODUCTS SUBJECT TO THE ANTIDUMPING DUTY ORDER COVERING

CERTAIN TIN MILL PRODUCTS FROM JAPAN, BUT DO NOT SUSPEND LIQUIDATION OF ENTRIES OF THE PRODUCTS PRODUCED BY HOLASA IN COLOMBIA THAT ARE DESCRIBED IN PARAGRAPH 2 ABOVE.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY 07:JD).

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party